

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

LARRY STEVE MELTON, LARRY S. MELTON
R & J of TENNESSEE, INC.,

Plaintiffs,

v.

No. 02-1152-B/P

BANK OF LEXINGTON branch of the
BANK OF FRIENDSHIP, et al.,

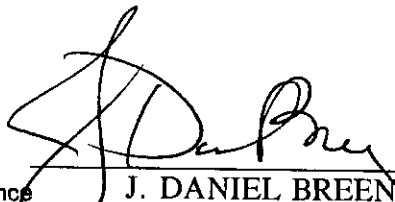
Defendants.

ORDER OF REFERENCE

Before the court is the Motion of the Third Party Defendants, Shirley Blankenship, Kelly W. Blankenship, Blankenship Construction, L.L.C., Blankenship/Melton Real Estate, Inc., Blankenship Brothers Construction Company, Dean Blankenship and Harold Walden Blankenship, to set aside entry of default filed on September 26, 2005.

This motion is referred to the United States Magistrate Judge for determination and/or report and recommendation. Any objections to the magistrate judge's order and/or report and recommendation shall be made within ten (10) days after service of the order/report, setting forth particularly those portions of the order/report objected to and the reasons for the objections. Failure to timely assign as error a defect in the magistrate judge's order will constitute a waiver of that objection. See Rule 72(a), Federal Rules of Civil Procedure.

IT IS SO ORDERED this 28th day of September, 2005.


J. DANIEL BREEN

This document entered on the docket sheet in compliance
with Rule 58 and/or 79 (a) FRCP on 9/30/05 UNITED STATES DISTRICT JUDGE

FILED BY 8 D.C.
05 SEP 30 AM 11:51
J. MICHAEL GOULD
CLERK U.S. DISTRICT COURT
W.D. OF TN, JACKSON

658



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Honorable J. Breen
US DISTRICT COURT